

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): GLUKHOVSKY,
 Arkady et al. EXAMINER: Not Yet Assigned

SERIAL NO.: Not Yet Assigned GROUP ART UNIT: Not Yet Assigned

FILED: Herewith Attorney Docket No.: P-5453-US

FOR.: METHOD AND APPARATUS FOR TRANSMITTING NON-IMAGE
 INFORMATION IN AN IN VIVO IMAGING SYSTEM

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, this Information Disclosure Statement includes Form PTO-1449:

1. ☒ listing documents including non US patents, publications, and other information for consideration by the Examiner, copies of which are included with this information disclosure statement;
2. ☐ listing documents including patents, publications and other information that have been previously cited or submitted to the Patent Office in prior application U.S. Serial No. _____, filed _____ which is properly identified and relied on for an earlier effective filing date under 35 U.S.C. 120 for consideration by the Examiner; however, in accordance with 37 C.F.R. 1.98(d), copies of such documents are not included in this information disclosure statement; and/or
3. ☐ listing other information for the Examiner's consideration which was cited in a communication from a foreign patent office in a counterpart foreign application, a copy of which is included with this information disclosure statement.

The information herein cited is only in fulfillment of Applicant(s) duty of candor in disclosing all information brought to Applicant(s) attention. This submission does not represent that a search has

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been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each and every document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application and is evidence that the Examiner has considered the document.

This Information Disclosure Statement is being filed:

I) ☒ Within three (3) months of filing the subject Application or entry of the subject Application into the national stage or before mailing of the first Office Action on the merits of the subject Application or a request for continued examination thereof, whichever event occurs last pursuant to of 37 C.F.R. §1.97 (b); or

II) ☐ After the period specified in (I) but before the mailing date of either a final Official Action under 37 C.F.R. §1.113 or a notice of allowance under 37 C.F.R. §1.311 whichever occurs first and;

1. ☐ the undersigned hereby states that each item of information listed on the Form PTO-1449 was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement or (ii) not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, not known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this information disclosure statement; or

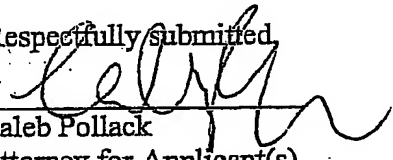
2. ☐ the undersigned hereby authorizes the Patent Office to charge the fee in the amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 05-0649.

- III) ☐ After the period in (I) and (II) but before the payment of the issue fee and,
1. The undersigned hereby states:
- a) ☐ that each item of information cited on the form PTO-1449 was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement; or
- b) ☐ that no items of information contained in Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; and
2. ☐ The undersigned hereby authorizes the Patent Office to charge the Petition fee in the Amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 05-0649.

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Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 05-0649.

Respectfully submitted,


Caleb Pollack
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Dated: December 1, 2003

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**INFORMATION DISCLOSURE STATEMENT
BY APPLICANT**

(Use several sheets if necessary)

P-5453-US

Not Yet Assigned

Applicant

GLUKHOVSKY, Arkady et al.

Filing Date

Group

Herewith

Not Yet Assigned

U.S. Patent Documents

*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	A	5,604,531	Feb. 18, 1997	Iddan, et al.			
	B	5,833,603	Nov. 10, 1998	Kovacs, et al.			
	C	5,853,005	Dec. 29, 1998	Scanlon			
	D	6,074,349	June 13, 2000	Crowley			
	E	6,165,128	Dec. 26, 2000	Céspedes, et al.			
	F	4,278,077	July 14, 1981	Mizumoto			
	G	6,240,312	May 29, 2001	Alfano, et al.			
	H	6,584,348	June 26, 2003	Glukhovsky			
	I	6,607,301	August 19, 2003	Glukhovsky, et al.			
	J	2003/0195415	October 16, 2003	Iddan			

Foreign Patent Documents

							Translation	
*Examiner Initial		Document Number	Date	Country	Class	Subclass	Yes	No
	K	WO 01/50941	July 19, 2001					
	L	WO 01/65995	Sept. 13, 2001					
4370	M	WO03/005877	January 23, 2003					
in USP	N	WO 02/054932	July 18, 2002					

OTHER ART

(Including Author, Title, Date, Pertinent Pages, Etc.)

*Examiner Initial	O	"BBC News Online - Pill camera to 'broadcast from the gut'", February 21, 2000, www.news.bbc.co.uk

Examiner

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with your communication to applicant.